

10 GOOGLE LLC,

11 Plaintiff,

No. C 20-06754 WHA

12 v.

13 SONOS, INC.,

14 Defendant.

**ORDER RE PATENT SHOWDOWN
TRIAL**

15
16 A prior order granted Sonos's motion for summary judgment of infringement of claim 1
17 of United States Patent No. 10,848,885 (Dkt. No. 309). That order also denied Google's
18 motion for summary judgment of noninfringement and invalidity of the same claim. The order
19 did not address the issues of willfulness or damages, leaving the question of how to proceed
20 toward trying those issues. Google has filed a motion to bifurcate the issue of validity from the
21 issues of willfulness and damages in the upcoming scheduled patent showdown trial (Dkt. No.
22 330).

23 We will proceed as follows. There will be no patent showdown trial in October 2022.
24 For judicial efficiency, the issues of willfulness and damages will be reserved for the main trial
25 currently scheduled for May 2023. As for validity, the parties had an opportunity to fully brief
26 and argue Google's assertions that claim 1 covered unpatentable subject-matter under 35
27 U.S.C. § 101 and that the claim lacked written description support under 35 U.S.C. § 112. The
28 order on summary judgment found that Google's arguments had no merit (Dkt. No. 309 at 11–

IT IS SO ORDERED.

Dated: September 1, 2022.